PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Bryan A. Lauer

TITLE : DECISION TREE LOGIC FOR

DETERMINING THE OPTIMAL VALUE FOR QoS UPLINK AND DOWNLINK MAXIMUM BITRATE

ATTRIBUTES

APPLICATION NO. : 10/695,086

FILED : October 28, 2003

CONFIRMATION NO. : 4158

EXAMINER : Alia

ART UNIT : 2616

LAST OFFICE ACTION : August 22, 2008

ATTORNEY DOCKET NO. : Lauer 2

LUTZ 200242

AMENDMENT D

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Office Action that was mailed August 22, 2008, regarding the above-identified patent application, and the notice of non-compliant amendment mailed November 26, 2008, the Applicant respectfully requests amendment, reexamination and reconsideration of the application.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 13 of this paper.